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U.S. PATENT & TRADEMARK OCTOBER 11, 2006  
OFFICE

Mail Stop 16  
Attn: Terri Coley-Williams  
Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Deposit Account No. 502635

Dear Terri Coley-Williams:

This is a follow up to your facsimile dated January 17, 2006 regarding clarification to our Monthly Statement of Deposit Account dated November 30, 2005 for Account No. 502635.

In connection with Patent Application No. 10/716,583, our deposit account was overcharged \$700.00 under fee code 2201 (Independent claims in excess of three).

On September 15, 2005 we filed an Amendment with the U.S. Patent and Trademark Office, including our credit card authorization form for \$1,400. This \$1,400 was to pay for the 14 Independent Claims that were in excess of the 3 that are included in the basic application fee. In this amendment we indicated our client's small entity status, however, we were only credited for paying for 7 extra independent claims. As evidenced on the Sept. 15, 2005 Patent Application Fee Determination Record we were charged as a large entity.

When filing our Amendment on September 30, 2005, the charge of \$700 appeared on our deposit account for claims in excess of 10 for a small entity. This amount was already paid on September 15, 2005 and should not have been charged a second time.

We would appreciate your prompt attention to this matter and a refund of \$700.00. Please do not hesitate to contact me directly should you have any questions or require additional information.

Best regards,

DUCKOR SPRADLING METZGER & WYNNE  
A Law Corporation

By:

  
Bernard L. Kleinke

BLK:LEP:trs

Adjustment date: 10/30/2006 RCLEMONS  
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